

HOUSE No. 736

By Mr. O’Flaherty of Chelsea, petition of Eugene L. O’Flaherty for legislation to authorize the assignment of counsel by certain courts prior to the imposition of a jail sentence. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT ALLOWING A COURT TO APPOINT COUNSEL BEFORE IMPOSITION OF
A JAIL SENTENCE.

*Be it enacted by the Senate and House of Representatives in General
Court assembled, and by the authority of the same, as follows:*

- 1 Chapter 211D as appearing in the 2002 Official Edition is
- 2 hereby amended by striking out section 6 subsection b paragraph
- 3 ii and inserting in place thereof the following:—
- 4 Said division shall be assigned to represent an indigent person
- 5 who is before the probate and family court department or the
- 6 housing court department in a contempt proceeding before the
- 7 court imposes upon such person a jail or prison sentence or in
- 8 such other counsel proceeding in said departments in which a
- 9 person is entitled to be represented by counsel.